

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT TACOMA

SCOTT FLETCHER

Plaintiff,

v.

*F/V ALMA JAYNE*, O.N. 959096, HER  
ENGINES, MACHINERY,  
APPURTENANCES, ETC., *IN REM*;

and

AARON J. BROCKHOFF; KENNETH  
CHRISTENSEN AND BERNICE  
CHRISTENSEN, *IN PERSONAM*,

Defendants.

**IN ADMIRALTY**

No. 07-cv-5429 FDB

STIPULATION AND ORDER FOR  
TRIAL CONTINUANCE

**STIPULATION**

The parties hereto, by and through their counsel of record herein, stipulate to a trial continuance in this matter for the reason that Plaintiff, a Jones Act Seaman injured while working on the deck of a Washington Coast Dungeness Crab vessel, is still receiving treatment for injuries he alleges he received on the defendant vessel, the *F/V ALMA JAYNE*.

STIPULATION AND ORDER FOR TRIAL CONTINUANCE

GIBBONS & ASSOCIATES, P.S.  
1420 Fifth Ave., Suite 2200 Seattle, WA 98101  
206/381-3340 Fax 206/381-3341

1 The parties expect that Plaintiff's condition will become stable within the next 45 days  
2 under the treatment of Dr. Stephen Fuhs, which will allow a proper evaluation of his damages  
3 claim. Once Plaintiff's medical condition is stable, the parties will proceed to mediation  
4 promptly. The parties jointly request that trial be postponed for approximately 60 days, or as  
5 soon thereafter as this Court's schedule will allow.

6 DATED this \_\_\_\_\_ day of January, 2008.

7 HOLMES WEDDLE & BARCOTT

8 By: \_\_\_\_\_  
9 Michael H. Williamson WSBA # 4158  
Attorneys for Defendants

10 GIBBONS & ASSOCIATES, P.S.

11 By \_\_\_\_\_  
12 Attorneys for Plaintiff

13 **ORDER**

14 The parties hereto have stipulated to postponement of the trial herein based upon the  
15 joint representation that Plaintiff is still receiving treatment from injuries he alleges he suffered  
16 while employed as a deckhand on the F/V ALMA JAYNE. Based upon the parties'  
17 representation and in light of the fact that mediation has not yet occurred in this case as  
18 required by Local Rule 39.1, it is hereby

19 ORDERED that the trial of this matter be postponed until the 27<sup>th</sup> day of April,  
20 2009 at 9:00 AM. Plaintiff shall supplement his discovery responses with regard to his  
21 medical condition and claim of damages and medical opinions no later than February 20, 2009.  
22 Defendants may supplement their medical expert opinions no later than March 6, 2009. The  
23 parties shall participate in mediation no later than March 11, 2009. Motions *in limine*, the  
24 proposed pre-trial order and proposed findings of fact and conclusions of law shall be filed no  
25 later than March 13, 2009. The pre-trial conference herein shall be held March 27th, 2009 at  
26 2:00 PM.

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Dated this 16<sup>th</sup> day of January, 2009.

By s/Pat LeFrois as directed by  
The Honorable Franklin D. Burgess  
United States District Court Judge